

Apr-12-2002 12:55pm

From- PATENT PFIZER ANN ARBOR MI

7346222928

T-117 P.006/013

867

5822-P1-01-CA

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT : Booth et al.

SERIAL NO. : 10/021,633

FILED : December 12, 2001

FOR : AMIDE INHIBITORS OF MICROSOMAL TRIGLYCERIDE TRANSFER
PROTEIN

EXAMINER : Not yet assigned

ART UNIT : 1625

PAPER NO : 1

OIP E SCIT
APR 12 2002
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6-25-02
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Response to Notification of Missing Requirements Under 37 CFR 1.53(b)

Commissioner for Patents
Box PCT
Washington, D.C. 20231

Dear Sir:

This paper is in response to the Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office, dated January 2, 2002. In the Notification of Missing Requirements, the Office has indicated that the Applicant has not submitted the Oath and Declaration of the inventors, in compliance with 37 CFR 1.497 and has required that the Applicant furnish same in order to complete the requirements for acceptance under 35 U.S.C. 371.

The Applicants have enclosed the required Oath and Declaration. As such, the Applicants respectfully submit that the requirements have been met and request acceptance of the above-identified application under 25 U.S.C. 371.

It is understood by the Applicants that under 37 CFR 1.16(I) this paper requires a fee of \$130.00. Authorization is given to charge this fee and any other necessary filing fees or credit any overpayment to Deposit Account 23-0455.

Response to Missing parts 35 USC 371

Apr-12-2002 12:56pm

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10/021,633

-2-

5822-P1-01-CA

The Applicants submit that this application is now in condition for allowance, which allowance is respectfully solicited.

Dated:

1/27/02

Respectfully submitted,



James Proscia

Registration No. 47,010

Warner-Lambert Company

2800 Plymouth Road

Ann Arbor, MI 48105

Telephone: (734) 622-4047

Facsimile: (734) 622-1553

Response to Missing parts 35 USC 371

Received from <7346222928> at 4/12/02 1:57:05 PM [Eastern Daylight Time]

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PATENT PFIZER ANN ARBOR MI

7346222928

T-117 P 004/013

F-867

THE UNITED STATES PATENT AND TRADEMARK OFFICE IS IN RECEIPT OF:

1. TRANSMITTAL LETTER (1 PG)
 2. COPY OF NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) (1 PG)
 3. RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (2 PGS)
 4. DECLARATION AND POWER OF ATTORNEY (4 PAGES)
 5. FEE TRANSMITTAL (1 PAGE)
 6. AUTHORIZATION IS GIVEN TO CHARGE THE NECESSARY FILING FEES AND ANY ADDITIONAL FEES OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT 23-0455.
 7. RETURN POSTCARD
- INVENTOR(S) BOOTH ET AL.
INVENTION ENTITLED "AMIDE INHIBITORS OF MICROSOMAL TRIGLYCERIDE TRANSFER PROTEIN"

USPN 10/021,633
JANUARY 24, 2002
JP:BNG

FILED: December 12, 2001

5822-PI-01-CA



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Approved for use through 09/30/2000, OMB 0151-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/021,633	
	Filing Date	December 12, 2001	
	First Named Inventor	Booth et al.	
	Group Art Unit	1625	
	Examiner Name	Not yet assigned	
Total Number of Pages in This Submission	7	Attorney Docket Number	5822-P1-01-CA

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) Copy of Notification of Missing Requirements Oath and Declaration Return Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	James Proscia, Reg. No. 47,010
Signature	<i>James Proscia</i>
Date	1/24/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 1/24/02	
Typed or printed name	Beth N. Gaines
Signature	<i>Beth N. Gaines</i>
Date	1/24/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Apr-12-2002 12:56pm

From-

PATENT PFIZER ANN ARBOR MI

7346222928

T-117 P.008/013

U.S. Patent and Trademark Office
 APR 12 2002

PTO/SB/17/1300

Approved for use through 10/31/2002. OMB 0897-0032
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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

130.00

Complete if Known

Application Number	10/021,633
Filing Date	12/12/2001
First Named Inventor	Booth et al.
Examiner Name	1625
Group Art Unit	Not Yet Assigned
Attorney Docket No.	5822-P1-01-CA

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number

23-0455

Deposit Account Name

Warner-Lambert Company

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)

0.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
3	-20** = 0	X 10.00	0.00
1	-3** = 0	X 80.00	0.00
Multiple Dependent		0.00	0.00

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

0.00

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

130.00

SUBMITTED BY

Name (Print/Type)

James Proscia

Registration No.

47,010

(Attorney/Agent)

Complete if applicable

Telephone

734-622-4017

Signature

James Proscia

Date

01/24/2001

WARNING : Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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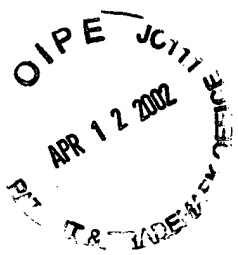


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20503
WWW.USPTO.GOV

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,633	12/12/2001	Richard John Booth	5822-P1-01-JP

James Proscia
Warner-Lambert Company
2800 Plymouth Road
Ann Arbor, MI 48105



CONFIRMATION NO. 9641
FORMALITIES LETTER
"OC000000007251131"

Date Mailed: 01/02/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

pd 4-26-02
130.00 MRD 3-28-02